



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Cheetham et al

Atty. Ref.: MEWBURN

Serial No. 09/914 224

Group: 1761

Filed: 23 August 2001

Examiner: Hendricks

For: FLAVOUR/AROMA MATERIALS AND THEIR PREPARATION

* * * * *

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

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DECLARATION OF DEPOSITED MATERIALS

As an inventor of the above-identified application and also as an authorised officer (director) of, and on the instructions of, Zylepsis Limited, the assignee of the above-identified application, and depositor of strain Zyl 581, which was deposited with CABI Bioscience UK Centre Egham, Genetic Resource Collection, Bakeham Lane, Egham, Surrey TW20 9TY, United Kingdom on January 31, 2000, and which was assigned the Accession No. IMI 382568, I declare and state as follows:

- Zylepsis Limited has deposited the following biological material identified and referred to in the specification of this application and on the attached deposit receipt, and which was deposited under the terms of the Budapest Treaty (hereinafter "the deposit").

Accession No.

Depositor's Reference

Date Deposited

IMI382568

Zyl 581

31 January 2000

- As the deposit has been deposited and accepted under the terms of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, the filing of a viability statement is believed to be unnecessary [37 C.F.R. 1.807(b)]. A copy of the Viability Statement issued to Zylepsis Limited pursuant to Rule 10.2 by the International Deposit Authority is also attached however.